

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JEFFREY DAVID EVANS
COMPLAINANT

v.

RATTLESNAKE RIDGE WATER DISTRICT
DEFENDANT

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) CASE NO. 95-372
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O R D E R

On February 9, 1996, the Commission received a Motion for Dismissal from Rattlesnake Ridge Water District ("Rattlesnake Ridge"). The motion was based on the assertion that the Complainant had failed to respond to two Orders of the Commission directing him to provide additional information regarding the factual and legal grounds for his contention that Rattlesnake Ridge should be required to run a water line to his property. Rattlesnake Ridge stated that without such information it cannot prepare adequately itself for the upcoming hearing.

The Commission understands that such information has since been provided to Rattlesnake Ridge, allowing it sufficient time to adequately prepare for the hearing scheduled for February 29, 1996. Rattlesnake Ridge's Motion for Dismissal should therefore be denied. The hearing should proceed as scheduled.

IT IS THEREFORE ORDERED that:

1. Rattlesnake Ridge's Motion for Dismissal received February 9, 1996 is denied.

2. The hearing in this matter set for February 29, 1996, shall proceed as scheduled.

Done at Frankfort, Kentucky, this 26th day of February, 1996.

PUBLIC SERVICE COMMISSION

Robert M. Davis
For the Commission

ATTEST:

Don Mills
Executive Director